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17 Attorneys for Plaintiff
 18 GEORGE L. KIRBYSON

19 UNITED STATES DISTRICT COURT
 20 NORTHERN DISTRICT OF CALIFORNIA

21 GEORGE L. KIRBYSON,

22 Plaintiff,

23 v.

24 TESORO CORPORATION D.B.A TESORO
 REFINING AND MARKETING COMPANY, et al.,

25 Defendants.

) CASE NO.: C-09-03990-SC

) **JOINT STIPULATION EXTENDING**
) **TIME FOR DEFENDANTS TO**
) **RESPOND TO PLAINTIFF'S FIRST**
) **AMENDED COMPLAINT**

) **[N.D. CAL. CIVIL L.R. 6-1(A)]**

) Courtroom 1, 17th Floor
) Honorable Judge Samuel Conti

) Complaint Filed: August 28, 2009

) Trial Date: None Set

Pursuant to Local Rule 6.1(a), the parties hereby stipulate to an extension of time for Defendants Tesoro Refining and Marketing Company, Bruce Smith, Dan Porter, William Bodnar, Bill Reitzel, Daniel Carlson, Tammy Meamber, Diane Daniels, United Steelworkers International Union Local 5, Jeff Clark, and Steve Rojek (collectively "Defendants") to respond to Plaintiff George L. Kirbyson's ("Plaintiff") First Amended Complaint as follows:

WHEREAS, on August 28, 2009, Plaintiff filed his civil Complaint in this action;

WHEREAS, the parties previously stipulated and agreed that Defendants' response to Plaintiff's Complaint would be due no later than November 20, 2009;

WHEREAS, Plaintiff has indicated that he intends to file a First Amended Complaint in this action prior to the Initial Case Management Conference scheduled for December 4, 2009;

WHEREAS, the parties have stipulated and agreed that Defendants shall not respond to the original Complaint filed in this action, but shall instead respond only to Plaintiff's First Amended Complaint once it is filed;

WHEREAS, the parties have stipulated and agreed that Defendants' response will be filed no later than December 11, 2009;

WHEREAS, the extension of time for Defendants to respond does not alter the date of any event or any deadline already fixed by Court order. *See* LCvR 6-1(a).

NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED AS FOLLOWS:

1. Defendants shall respond to Plaintiff's First Amended Complaint on or before December 11, 2009.

SO STIPULATED:

Dated: November 23, 2009

Michael S. Chamberlin
Candace S. Bertoldi
FULBRIGHT & JAWORSKI L.L.P.

By /s/ Candace S. Bertoldi
Candace S. Bertoldi
Attorneys for Defendant Tesoro Refining and
Marketing Company, Bruce Smith, Dan Porter,
William Bodnar, Bill Reitzel, Daniel Carlson,
Tammy Meamber, and Diane Daniels

Dated: November 23, 2009

Daniel Boone
WEINBERG, ROGER & ROSENFELD

By: /s/ W. Daniel Boone
W. Daniel Boone
Attorneys for Defendant
United Steelworkers International Union
Local 5, Jeff Clark, and Steve Rojek

Dated: November 23, 2009

Shanan L. Hewitt
MORENA & RIVERA LLP

By: /s/ Shanan L. Hewitt
Shanan L. Hewitt
Attorneys for Plaintiff George L. Kirbyson

I, Candace S. Bertoldi, am the ECF User whose ID and password are being used to file this joint Stipulation. In compliance with General Order 45, X.B., I hereby attest, through my signature above, that W. Daniel Boone and Shanan Hewitt concurred in this filing.

Dated: November 23, 2009

Michael S. Chamberlin
Candace S. Bertoldi
FULBRIGHT & JAWORSKI L.L.P.

By /s/
Candace S. Bertoldi
Attorneys for Defendant Tesoro Refining and
Marketing Company

